

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

IRIS JUCHEM

PLAINTIFF

VS.

CIVIL ACTION NO.: 4:20-cv-00019-MPM-JMV

FARMERS GRAIN TERMINAL, INC.

DEFENDANT

ORDER DENYING MOTION TO STAY

This matter is before the court upon the motion of the defendant to stay discovery pending a ruling on the [4] motion to dismiss for failure to state a claim. L. U. Civ. R. 16(b)(3) limits the stay of discovery to specific instances. Generally, the Rules only prompt the court to stay discovery when: a motion containing an immunity or jurisdictional defense is filed; there is a suggestion of bankruptcy; or a motion to compel arbitration is filed. As the filing of a Rule 12(b)(6) motion does not call for a stay, and the defendant has provided no authority that would otherwise persuade the court to order a stay, the court finds that the motion is not well taken and should be denied.

IT IS THEREFORE ORDERED, that the motion to stay discovery is hereby DENIED.

SO ORDERED this, the 16th day of April, 2020.

/s/ Jane M. Virden
UNITED STATES MAGISTRATE JUDGE